

Docket No. 248993US23

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Jim THRELKELD, et al.

GAU: 1615

SERIAL NO: 10/785,060

EXAMINER: Mercier, M.S.

FILED: February 25, 2004

FOR: METHOD FOR PROVIDING ANTIMICROBIAL COMPOSITE YARNS,
COMPOSITE FABRICS AND ARTICLES MADE THEREFROM

NOTICE OF APPEAL

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated May 13, 2009

The items checked below are appropriate:

- A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for months.
 A timely response to the final rejection has **not** been filed.
 A Petition for Extension of Time for filing the Notice of Appeal is attached.
 A Pre-Appeal Brief Request for Review is attached.

Fee: \$540.00

- Applicant claims small entity status. See 37 CFR 1.27.
 Credit card payment is being made online (if electronically filed), or is attached hereto (if paper filed), covering any required fees.
 Charge to Deposit Account No. **15-0030**.
 Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. **15-0030**.
 If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. **15-0030**.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, L.L.P.



J. Derek Mason, Ph.D.
Registration No. 35,270

Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 07/09)